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07	UNITED STATES DISTRICT COURT					
08	WESTERN DISTRICT OF WASHINGTON AT SEATTLE					
09	CHRISTOPHER S. JOHNSON,)	CASE NO. C05-0201-JCC-MAT		
10	Petitioner,					
11	V.)	ORDER OF DISMISSAL		
12	JAMES SPALDING,					
13	Respondent.					
14						
15	The Court, having reviewed petitioner's 28 U.S.C. § 2254 petition, the Report and					
16	Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the					
17	remaining record, does hereby find and ORDER:					
18	(1) The Court	adopts the l	Report and F	Recon	nmendation;	
19	(2) Petitioner's	s § 2254 pet	tition is DEN	NIED,	, and this action is	s DISMISSED without
20	prejudice; and					
21	(3) The Clerk is directed to send copies of this Order to the parties and to Judg					
22	Theiler.					
23	DATED this _15th_ day ofJuly_, 2005.					
24	UNITED STATES DISTRICT JUDGE					
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	ORDER OF DISMISSAL PAGE -1					